

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Peter Hoy (S7)	Team: Team # 5	CCRB Case #: 201004108	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Saturday, 03/20/2010 3:00 PM	Location of Incident: the lobby of § 87(2)(b)	Precinct: 09	18 Mo. SOL 9/20/2011	EO SOL 9/20/2011	
Date/Time CV Reported Tue, 03/23/2010 10:27 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 03/29/2010 10:32 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. SGT Eric Dym	00577	933762	PSA 4
2. POM Arnaldo Ramos	22438	939276	PSA 4

Officer(s)	Allegation	Investigator Recommendation
A.POM Arnaldo Ramos	Force: PO Arnaldo Ramos struck § 87(2)(b) with an asp.	§ 87(2)(b)
B.POM Arnaldo Ramos	Force: PO Arnaldo Ramos used physical force against individuals.	§ 87(2)(b)
C.SGT Eric Dym	Force: Sgt. Eric Dym used physical force against an individual known as § 87(2)(b)	§ 87(2)(b)

### Case Summary

On March 23, 2010, § 87(2)(b) filed a complaint with Internal Affairs on behalf of § 87(2)(b) generating IAB log number 10-14566. On March 29, 2010, the Civilian Complaint Review Board received the complaint.

§ 87(2)(b) alleged that on March 20, 2010, at approximately 3:00 p.m., in the lobby of § 87(2)(b) in Manhattan, PO Ramos poked § 87(2)(b) who is pregnant, in the stomach with his asp (**Allegation A**). It was also alleged that PO Ramos shoved unidentified members of a large group of people (**Allegation B**) and that Sgt. Dym punched a female, identified only as § 87(2)(b) in the face (**Allegation C**).

The IAB log listed PO Arnaldo Ramos and Sgt. Eric Dym as subject officers, therefore **Allegations A, B and C** are pleaded against them.

On April 6, 2010, the undersigned investigator reached § 87(2)(b) by telephone and explained the investigative process. § 87(2)(b) stated that she did not wish to pursue the complaint. On April 8, 2010, the undersigned reached § 87(2)(b) by telephone; she stated that she did not witness the incident. § 87(2)(b) and § 87(2)(b) both refused to provide the last name or contact information for § 87(2)(b) or any other individuals at the scene of the incident. On April 12, 2010, the undersigned reached § 87(2)(b) by telephone again. She stated that she wished to withdraw the complaint because the victims had informed her that they did not wish to pursue the complaint. She stated that she was withdrawing voluntarily and without coercion from the CCRB or NYPD. The conversation was recorded in IA number 22. Supervisor Chris Duerr reviewed the recorded withdrawal statement and confirmed that it met agency standards. On April 12, 2010, the undersigned sent a withdrawal form to § 87(2)(b). It will be added to the case file upon its return.

§ 87(2)(b), § 87(2)(g)

Team: 5

Investigator:	_____ Signature	_____ Print	_____ Date
Supervisor:	_____ Title/Signature	_____ Print	_____ Date
Reviewer:	_____ Title/Signature	_____ Print	_____ Date
Reviewer:	_____ Title/Signature	_____ Print	_____ Date